

CITY COUNCIL MINUTES
October 13, 2014

The Honorable Council of the City of Evansville met on regular session at 5:30 p.m. on Monday, October 13, 2014 in the City Council Chambers, Room 301 Civic Center Complex, Evansville, Indiana, with President John Friend presiding and conducting the following business.

These minutes do not represent a verbatim transcript. Audio recordings of this meeting are on file in the City Clerk's Office.

President Friend: The Honorable Council of the City of Evansville is hereby called to order. Madam Clerk, please call the roll for us.

ROLL CALL:

Present: McGinn, Mosby, Lindsey, Adams, O'Daniel, Weaver, Friend

Absent: Brinkerhoff-Riley, Robinson

President Friend: With seven (7) present and two (2) absent, this...I'm calling this meeting to order.

Councilman McGinn: Councilman Friend, let the record reflect Councilwoman Brinkerhoff-Riley is here.

President Friend: Yes, I changed that. We have eight (8) here and one (1) absent. I hereby declare this session of the Common Council officially open.

PLEDGE OF ALLEGIANCE

This Pledge of Allegiance by Councilman Weaver.

President Friend: Fellow Councilmen and those in the audience, thanks for coming out today on this October 13th meeting of the Common Council.

RECOGNITION OF SCHOOLS

President Friend: We had somebody here.

Councilman Adams: They're probably all in bed.

Councilwoman Mosby: We had some from IVY Tech and they had to leave.

President Friend: Ah, they already took off. Well they don't count; they already graduated.

Council Attorney Danks: They already got their credits.

President Friend: They already got their credits earned. Okay.

COUNCIL ATTORNEY

I like to thank Mr. Danks, coming back from Florida last night.

Council Attorney Danks: My pleasure.

President Friend: Thanks for coming and joining us this evening.

SERGEANT AT ARMS

We have our Sergeant at Arms, Officer Kirby, right. Thanks for being patient tonight sir.

APPROVAL OF MINUTES

Approval of the meetings; I need a motion for that for the September 22, 2014 meeting.

Councilman Adams: So moved.

President Friend: I had a motion made by Dr. Adams and seconded by Councilwoman Brinkerhoff-Riley. Ayes? Nays? (*Unanimous Ayes*) It goes forth.

President Friend: I need Reports and Communications.

REPORTS AND COMMUNICATIONS

IN YOUR OCTOBER 10th PACKET:

- * City Council Meeting Agenda and Committee Meeting Schedule for October 13, 2014
- * Ordinances R-2014-19 Amended, F-2014-14 Amended, F-2014-19 and G-2014-28
- * Resolutions C-2014-31 and C-2014-32
- * Area Plan Commission Report and Meeting Minutes dated September 11, 2014
- * Evansville Redevelopment Commission Minutes dated September 16, 2014
- * Evansville Fire Department 2015 Annual Medical Evaluation

EMAILED MATERIAL:

- * City Council Meeting Minutes for September 22, 2014
- * Citizen Letters re: ShotSpotter
- * Citizen Letter re: Evansville Animal Care & Control's 2015 Budget
- * United Neighborhoods of Evansville's Letter re: City Council Proposed 2015 Budget Cuts
- * BridgeLink Letter re: Funding Cuts to BridgeLink

ON YOUR DESK THIS EVENING:

- * Extended Agenda
- * Area Plan Commission Report and Meeting Minutes dated October 9, 2014
- * Combined General Fund, Parks Fund, and Local Option Income Tax Fund Balances

President Friend: A motion to receive, file and make these...

Councilwoman Mosby: So moved.

Councilman Weaver: Second.

President Friend:...Reports and Communications a part of this meeting. I had a motion made by Councilwoman Mosby and seconded by...

Councilwoman Brinkerhoff-Riley: Weaver.

Councilman Weaver: Weaver.

President Friend:...Councilman Weaver. Thank you sir. Aye? Nays? (*Unanimous Ayes*) Goes forth.

CONSENT AGENDA

FIRST READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE G-2014-28 **A.S.D.** **ADAMS**

An Ordinance Concerning Confidential Investigation Funds (So Called "Buy" Money)

ORDINANCE F-2014-19 **FINANCE** **O'DANIEL**

An Ordinance of the Common Council of the City of Evansville, Indiana, Authorizing the Issuance of the City of Evansville, Indiana, Economic Development Tax Increment Revenue Bonds in a Maximum Aggregate Principal Amount Not to Exceed One Million Five Hundred Thousand Dollars (\$1,500,000) and Approving and Authorizing Other Actions in Respect Thereto

RESOLUTION C-2014-31 **FINANCE** **McGINN**

A Resolution of the Common Council of the City of Evansville Confirming the Property Tax Phase-In for Redevelopment/Rehabilitation of Real Property - HK Partners, LLC (5011 Washington Avenue, Evansville, Indiana)

RESOLUTION C-2014-32 **A.S.D.** **BRINKERHOFF-RILEY**

Resolution of the Common Council of the City of Evansville, Indiana, Approving Certain Amendments to the Plan for the Jacobsville Redevelopment Area

ORDINANCE R-2014-20 **APC** **R-1 to C-4 w/ UDC**

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, More Commonly Known as 3401 Stocker Drive

Petitioner: Charles and Lynn Stocker

Owners: Same

Representative: Andy Easley Engineering, Inc.

District: Al Lindsey, Ward 6

ORDINANCE R-2014-21 AMENDED **APC**

C-4 to C-2

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, More Commonly Known as 5011 Washington Avenue

Petitioner: Krishna Holdings, LLC

Owners: HK Partners, LLC

Representative: Amy E. Steinhart, Attorney-At-Law, LLC

District: Dan McGinn, Ward 1

ORDINANCE R-2014-22

APC

R-1 to C-2

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, More Commonly Known as 5200 Lynch Road

Petitioner: Oak Hill Investments, LLC

Owners: Rita Folz; Cynthia Diprimio; Robert & Angela Schockman; Jennifer & Peter Cannon; Word of His Grace Fellowship, Inc.

Representative: Shawn M. Sullivan, Esq., Terrell, Baugh, Salmon & Born, LLP

District: Dan McGinn, Ward 1

ORDINANCE R-2014-23

APC

C-4 to M-2

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, More Commonly Known as 2400 N. First Avenue

Petitioner: Chaos Machine Division, Inc.

Owners: CKF Properties, LLC

Representative: Krista B. Lockyear, Jackson Kelly, PLLC

District: John Friend, Ward 5

ORDINANCE R-2014-24

APC

R-1 to C-2 w/UDC

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, More Commonly Known as 5401 E. Lloyd Expressway; 5403 E. Lloyd Expressway; 34 Fielding Court

Petitioner: Jr. Food Stores, Inc.

Owners: The Church of the Cross of General Baptist, Inc.

Representative: Krista B. Lockyear

District: Dan McGinn, Ward 1

President Friend: Is there a motion to accept the amendment of Ordinance R-2014-21 Amended?

Councilwoman Mosby: So moved.

Councilman O'Daniel: Second.

President Friend: A motion by Councilwoman Mosby and seconded by Councilman O'Daniel. Aye? Nays? (*Unanimous Ayes*) That goes forth.

Is there a motion to adopt the Consent Agenda as written?

Councilman Weaver: So moved.

Councilman O'Daniel: Second.

President Friend: I had a motion made by Councilman Weaver and seconded by Councilman O'Daniel. Ayes? That goes forth.

Second Agendas...I mean Consent Agenda, Second Reading of the Zoning Ordinances.

Councilwoman Mosby: I would like to make a motion to accept the amendment for Ordinance R-2014-19 as Amended and then also to adopt the Consent Agenda, Second Reading of Zoning Ordinances and to accept the Area Plan Commission Report.

Councilman O'Daniel: I'll second that.

President Friend: Okay, a motion made by Councilwoman Mosby and seconded by Councilman O'Daniel. Ayes? Nays? (*Unanimous Ayes*) That goes forth.

Did you also made a motion for Second Reading of Zoning Ordinances? I have that?

Councilwoman Mosby: Yeah.

President Friend: And okay, that was made by Councilwoman Mosby as well and seconded by...

City Clerk Windhorst: (*Off Mic*) O'Daniel.

President Friend: Conor? Okay. Ayes? That goes forth as well.

REGULAR AGENDA

THIRD READING OF ZONING ORDINANCES

ORDINANCE R-2014-15

APC

C-4 to C-3

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, More Commonly Known as 500 Court Street

Petitioner: The Housing Authority of the City of Evansville.

President Friend: Discussion...who's....who's here? Wow. Well I don't blame 'em; long night. What do we do? Did anybody want to...

Councilman McGinn: Yes Mr. President I would...

President Friend:...hold this or you want to...?

Councilman Adams: I think I missed this meeting. I apologize.

President Friend: I'm sorry?

Councilman Adams: I think I missed the meeting.

Councilman McGinn: Yeah I...I move that we continue this to the next meeting...

President Friend: I think so.

Councilman McGinn:...that considers zoning so that, you know, they have an opportunity to present this.

Councilman O'Daniel: I'll second that.

Councilman Adams: *(Off Mic)* Our next meeting will be a lot shorter I'm sure.

President Friend: I think...yes.

City Clerk Windhorst: The next meeting or the next rezoning meeting, just for clarification?

Councilman O'Daniel: The 27th?

Councilman McGinn: Do you want to do it the 27th as opposed to the...

Councilman O'Daniel: *(Off Mic) (Inaudible)*

Councilman McGinn: I'm fine with the 27th.

Councilman Adams: *(Off Mic)* It's the 27th.

Councilman McGinn: 27th.

President Friend: Okay, I had a motion made by Councilman McGinn and seconded by Councilman O'Daniel; it's to hold this over to the 27th meeting. Do I...ayes? Nays? *(Unanimous Ayes)* Okay, it shall be held over.

All right, the next...

Councilman Adams: *(Off Mic)* Madam Clerk, could you let them know that also?

City Clerk Windhorst: *(Off Mic)* Sure.

Councilman Adams: *(Off Mic)* Thanks.

REGULAR AGENDA

THIRD READING OF ZONING ORDINANCES

ORDINANCE R-2014-16

APC

M-2 to R-2

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, More Commonly Known as 1308 E. Negley

Petitioner: Jones Investment Properties of Indiana, LLC

President Friend: Please state your name for the records and address.

John Greenbank: John Greenbank; John Greenbank representing Jones Investment Properties.

President Friend: Okay, what do you have in mind? You want to take it...you're doing a downzoning on this, right?

John Greenbank: Well we're...it used to be a duplex and it turned into a residential dwelling, somehow it got zoned commercial, and I just want to take it back to a duplex again.

President Friend: Okay, anybody have any questions on Council? Who's...who's...where's this at? Is this...?

Councilwoman Brinkerhoff-Riley: It's mine.

President Friend: Do you have any problems with it?

Councilwoman Brinkerhoff-Riley: No, it's a downzoning. Do you...are you currently using it as a duplex?

John Greenbank: No, no, it was a single house. It was turned into a single house when I bought it and they moved out and so most of that area is duplexes...

Councilwoman Brinkerhoff-Riley: Yes, I'm familiar.

John Greenbank:...so I'm just turning it back to a duplex.

Councilwoman Brinkerhoff-Riley: Okay, no, makes sense.

President Friend: Okay, anybody in the audience? Well, with that I entertain a motion.

Councilman Weaver: So moved.

Councilman McGinn: Second.

President Friend: Okay, there was a motion made by Councilman Weaver and seconded by Dan? Thanks Dan. Ayes? Call the roll; we got to do the roll. Sorry about that.

ROLL CALL

Aye: McGinn, Mosby, Brinkerhoff-Riley, Lindsey, Adams, O'Daniel, Weaver, Friend

Absent: Robinson

President Friend: With eight (8) Ayes, zero (0) Nays, is...this ordinance adopted. Thank you.

Councilman Adams: Thank you for your patience sir.

President Friend: Thanks for hanging in there.

REGULAR AGENDA

THIRD READING OF ZONING ORDINANCES

ORDINANCE R-2014-18

APC

C-4 to C-2

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, More Commonly Known as 2131 W. Franklin Street

Petitioner: K.D.E. Properties, LLC

Owners: Same

Representative: Same

District: Al Lindsey, Ward 6

President Friend: Is anybody here from K.D.E. Properties, LLC? I will say this, I got a text later on from this gentleman representing this; said he couldn't...he had some other things come up so I guess I need to entertain a motion to hold this over to the 27th.

Councilman McGinn: So moved.

A motion by...

Councilman Weaver: Mr. Friend, is there really...is there an ordinance that people have to be here for this?

President Friend: I don't know. That's...Scott... *(Inaudible)*

Council Attorney Danks: *(Off Mic)* I don't know either.

Councilwoman Brinkerhoff-Riley: It's my understanding when Janet is normally here...I mean that at some point there was an agreement that, you know, she has pointed it out to us periodically when there hasn't been someone here. Maybe you can...

APC Rep Holderfield: Donna Holderfield with Area Plan Commission. Janet's on vacation; I'm here today. Normally you don't...you can pass it, in fact the gentleman didn't show up at the Area Plan Commission meeting but the Area Plan Commission meeting went ahead. Roger Lehman talked to 'em about it a little bit. He knew about the project and the Area Plan Commission went ahead and recommended it to be approved but the petitioner wasn't present at the meeting.

President Friend: On this particular ordinance, the Area Plan have...was it unanimous on this one? Do you recall?

APC Rep Holderfield: It was...it was seven to three.

President Friend: Seven to three?

APC Rep Holderfield: Seven for and three against.

Councilman Weaver: And the one we tabled was the Housing Authority. I mean...

APC Rep Holderfield: Yeah, the Housing Authority was, I mean, they...they did come. It was 10 to nothing on the Housing Authority.

Speaking Simultaneously

Councilman Adams: *(Off Mic) (Inaudible)* Let me gently remind us the Area Plan...the Area Plan Committee; it's an advisory...

APC Rep Holderfield: Right.

President Friend: I know.

Councilman Adams: *(Off Mic)* We're the ones that have to really do the vote...

APC Rep Holderfield: Yes.

Councilman Adams: *(Off Mic)*...and I think people ought to show up for every one of these.

President Friend: Yeah. Well if that's the case then, I don't know, I mean...

APC Rep Holderfield: That is up to you.

Councilman Weaver: Yeah, they went through the process. They did their work. You know, there's no reason to table a lot of these.

Councilman O'Daniel: I just think that if you want something you ought to show up. I think it's discourteous to our body not to pay the proper respect and ask for something that...

Councilman Weaver: That's when we're micromanaging again. It's not our job to micromanage department heads...

Councilwoman Brinkerhoff-Riley: But you...

Councilman Weaver:...people. You know this has been looked at already through another body.

Councilman McGinn: You know I think also...but...

Councilwoman Brinkerhoff-Riley: It wasn't unanimous. That kind of concerns me.

Councilman McGinn: Yeah, but this is the first time that we have not had three or four petitioners show up, and with a vacation I just think there's just a gap in the system. This is highly unusual.

Councilman Adams: *(Off Mic)* Yeah.

Councilwoman Brinkerhoff-Riley: *(Off Mic)* Yeah.

Councilman McGinn: Plus, you know, if we notify them that they're on the 27th but especially when a non-affirmative...you know, I mean I really do want to hear. I want remonstrators to have an opportunity to be here. I'm uncomfortable without someone here so I move to set this one off also.

Councilwoman Brinkerhoff-Riley: Second it.

President Friend: Okay, so let me back up...there was a motion made to table this to the 27th and who was that made by again?

(Inaudible)

President Friend: Yeah, Councilman McGinn and it was seconded by...

Councilman O'Daniel: Yeah, I'll second it.

President Friend: Okay, Councilwoman Brinkerhoff-Riley. Ayes? Any Nays? *(Unanimous Ayes)*
Okay, it'll go off to the 27th.

Councilman Adams: *(Off Mic)* Again, Madam Clerk will...

President Friend: Yeah, you'll make...yeah, make the notation.

REGULAR AGENDA

THIRD READING OF ZONING ORDINANCES

ORDINANCE R-2014-19 AMENDED APC R-3 to M-1 w/ UDC

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, More Commonly Known as 701 - 721 Line Street

Petitioner: Christian Fellowship Church, Inc. - Mike Deeg

Councilman O'Daniel: Exhibits; I can already tell it looks nice.

Justin Schoffstall: Good evening, Justin Schoffstall with Easley Engineering. This is property that's currently owned by Christian Fellowship Church, which was operating the Impact Ministries. The facility that'll be opening here is Impact Christian Health Center. They are not directly affiliated with Impact Ministries but it will be a not-for-profit medical and dental facility opening up here, providing services that have always been accommodated and well known for it with Impact Ministries.

We are asking, as far as we did have approval, and recommendation for approval, from the Area Plan Commission. We're just simply asking as far as for the rezoning to be approved and be happy to answer any questions you may have.

President Friend: Okay, do we have any...any comments from...

Councilwoman Brinkerhoff-Riley: What's the need for M-1?

Justin Schoffstall: With the M-1 is the current block owned by Impact ministries, Christian Fellowship Church. The remainder to the entire block is already M-1. We went with an M-1 Use with the...M-1 zoning with a Use & Development Commitment, limited only to non-profit organizations that would be accessory uses for the area. Wouldn't have the heavy manufacturing, that type of situation, but it's mainly to stay consistent with the overall zoning of the current block.

Councilwoman Brinkerhoff-Riley: And I'm assuming you don't intent to run a 24-hour operation.

Justin Schoffstall: No.

Councilwoman Brinkerhoff-Riley: It's just...one of the...I always ask that because M-1 allows it and you want to just make sure that you know that's coming if it is, although I...

Councilman O'Daniel: Is that part of the Use & Development?

Justin Schoffstall: I...

Councilman O'Daniel: Hours of operation?

Justin Schoffstall: Hours of operation? I don't think there's anything in there specifically limited to that. What's it's cutting out is the typical items required for it. Again, the main primary use for this property, for this zoning use, is for medical and dental facility for a not-for-profit. I can see as far as if they had 24-hour, that would be something as far as revamping to where there going into a different scope for medical facilities there, in which I don't project them doing at any time in the future.

Councilwoman Brinkerhoff-Riley: Did you have any remon...it doesn't look like it. You didn't have any remonstrators? I didn't think so.

Justin Schoffstall: No, we didn't have any remonstrators. I had one phone call to my office as far as just getting general clarification. My understanding was they had four other phone calls, the Area Plan Commission directly, and that was just to voice their support and saying they had no objections to it.

Councilman Adams: This facility also will be joining Echo Clinic and the Deaconess Clinic downtown and as a source for medical school teaching, which is very kind of them to take that on. That's not an easy burden.

Councilman O'Daniel: I move *(Inaudible)* to pass.

President Friend: Wait a minute, got to...anybody out in the audience for or against this? Okay, with that I entertain a motion.

Councilman O'Daniel: I'll move to adopt.

Councilwoman Mosby: Second.

President Friend: Okay, I had a motion made by Councilman O'Daniel and seconded by Councilwoman Mosby.

Councilwoman Mosby: Yes.

President Friend: Please call the roll as it relates to R-2014-19 as Amended.

Comments made prior to casting his vote:

Councilman McGinn: I have to comment. This is the most detailed Use & Development Commitment I have ever seen. I vote aye.

Justin Schoffstall: Thank you.

ROLL CALL

Aye: McGinn, Mosby, Brinkerhoff-Riley, Lindsey, Adams, O'Daniel, Weaver, Friend

Absent: Robinson

President Friend: With eight (8) Ayes, zero (0) Nays, R-2014-19 Amended is now law.

Justin Schoffstall: Thank you.

CONSENT AGENDA

SECOND READING OF ORDINANCES AND RESOLUTIONS

Councilwoman Mosby: I make a motion to adopt the Committee Reports and move the ordinances to Third Reading.

President Friend: Okay, there's a motion made by Councilwoman Mosby.

Councilman O'Daniel: At least those that were not otherwise moved already.

President Friend: *(Inaudible)* Okay. Seconded by Councilwoman Brinkerhoff Riley. Ayes? Nays? *(Unanimous Ayes)* Goes forth.

COMMITTEE REPORTS:

A.S.D. COMMITTEE:

CHAIRMAN ADAMS

Chairman Adams: Mister President, your A.S.D. Committee met this evening to hear a bunch of ordinances. Take them backwards: ***Ordinances G-2014-26*** was tabled and will come back in a month for consideration. ***Ordinance G-2014-24 Amended*** is a do-pass. ***Ordinance G-2014-16*** is no pass.

President Friend: Okay, thank you.

FINANCE COMMITTEE:

CHAIRMAN O'DANIEL

Chairman O'Daniel: Mister President, your Finance Committee met this evening to hear *Ordinances G-2014-25 Amended, F-2014-13, F-2014-14 Amended, F-2014-15, F-2014-17 and F-2014-18* and all come forward with a do-pass recommendation.

Ordinances G-2014-27, F-2014-12, and F-2014-16 were tabled until the next meeting.

President Friend: Thank you. Is there a motion to adopt the Committee Reports and move the Ordinances to Third Reading?

City Clerk Windhorst: *(Off Mic)* Missy *(Councilwoman Mosby)* did that.

President Friend: Oh I'm sorry. Thank you. And who seconded it? Oh, Stephanie *(Councilwoman Brinkerhoff-Riley)* did as well. Okay, ayes? Nays? *(Unanimous Ayes)* Goes forth.

REGULAR AGENDA

THIRD READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE G-2014-24

A.S.D

ADAMS

An Ordinance Amending Chapter 18.75.010 (Central Business [C-3] District) of the Evansville Municipal Code

President Friend: Okay, is there a motion to adopt Ordinance G-20...

Councilman O'Daniel: So moved.

Councilman Adams: Second.

President Friend:...14-16 as amended.

Councilman O'Daniel: No, 20...

City Clerk Windhorst: That one didn't pass.

President Friend: Oh, that didn't go.

Councilman O'Daniel: 2014-24.

President Friend: Oh, excuse me. Man, this thing got confused. Which one do we do here?

Councilman O'Daniel: Page 14 of...Page 14.

Councilman Adams: 2014-24.

President Friend: Oh, okay yes; 24. A motion for the...24, G-24.

Councilman O'Daniel: So moved.

Councilman Adams: Second.

President Friend: Okay, motion made by Councilman O'Daniel, seconded by Dr. Adams. Madam Clerk, please call the roll.

ROLL CALL

Aye: McGinn, Mosby, Lindsey, Adams, O'Daniel, Weaver, Friend

Nays: Brinkerhoff-Riley

Absent: Robinson

President Friend: With seven (7) Ayes and one (1) Nay, Ordinance G-2014-24 is hereby declared adopted.

REGULAR AGENDA

THIRD READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE G-2014-25 AMENDED FINANCE O'DANIEL

An Ordinance Fixing the Salaries of Every Appointive Officer, Employee, Deputy, Assistant, Departmental and Institutional Head of the City of Evansville and the Evansville-Vanderburgh County Levee Authority for the Year 2015 and Establishing Salary Administration Procedures

President Friend: Is there a motion to adopt Ordinance G-2014-25 Amended?

Councilman O'Daniel: So moved.

President Friend: Had a motion made by Councilman O'Daniel, seconded by...?

Councilman Adams: Second.

President Friend:...by Dr. Adams. Please call the roll for G-2014-25 Amended.

Comment made prior to casting her vote:

Councilwoman Mosby: I really can't vote on this until I know more about the budget cuts and what's going on so Nay.

ROLL CALL

Aye: McGinn, Mosby, Brinkerhoff-Riley, Lindsey, Adams, O'Daniel, Weaver, Friend

Nays: Mosby

Absent: Robinson

President Friend: With seven (7) Ayes and one (1) Nay, Ordinance G-2014-25 Amended is hereby declared adopted.

Councilman O'Daniel: Tabled, tabled...

President Friend: I'm sorry?

Councilman Adams: Skip the next page.

City Clerk Windhorst: Page 19.

President Friend: Oh.

Councilman O'Daniel: Page 19.

President Friend: Okay, go ahead. Wow. Page 19; here we go.

REGULAR AGENDA

THIRD READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE F-2014-13

FINANCE

O'DANIEL

An Ordinance of the Common Council of the City of Evansville Authorizing Appropriation of Funds within a City Department (DMD)

President Friend: Is there a motion to adopt Ordinance F-2014-13?

Councilman Weaver: So moved.

Councilman O'Daniel: Second.

President Friend: I had a motion made by Councilman Weaver, seconded by Councilman O'Daniel. Please Madam Clerk, call the roll with F-2014-13.

ROLL CALL

Aye: McGinn, Mosby, Brinkerhoff-Riley, Lindsey, Adams, O'Daniel, Weaver, Friend

Absent: Robinson

President Friend: There's eight (8) Ayes, zero (0) Nays, Ordinance F-2014-13 is hereby adopted.

REGULAR AGENDA

THIRD READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE F-2014-14 AMENDED FINANCE

O'DANIEL

An Ordinance of the Common Council of the City of Evansville Authorizing Transfers of Appropriations, Additional Appropriations and Repeal and Re-Appropriation of Funds for Various City Funds

President Friend: Is there an ordinance to adopt F-2014-14 as Amended?

Councilman O'Daniel: So moved.

Councilman Adams: Second.

President Friend: I had a motion by Councilman O'Daniel and seconded by Councilwoman Brinkerhoff-Riley. Madam Clerk, please call the roll concerning F-2014-14 as Amended

ROLL CALL

Aye: McGinn, Mosby, Brinkerhoff-Riley, Lindsey, Adams, O'Daniel, Weaver, Friend

Absent: Robinson

President Friend: With eight (8) Ayes and zero (0) Nays, Ordinance F-2014-14 Amended is hereby declared adopted.

REGULAR AGENDA

THIRD READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE F-2014-15

FINANCE

O'DANIEL

An Ordinance of the Common Council of the City of Evansville Authorizing Re-Appropriations of Funds within A City Department (DMD)

President Friend: Is there a motion to adopt Ordinance F-2014-15?

Councilwoman Mosby: So moved.

I had a motion by Councilwoman Mosby, seconded by Councilwoman Brinkerhoff-Riley. Madam Clerk, please call the roll concerning F-2014-15.

ROLL CALL

Aye: McGinn, Mosby, Brinkerhoff-Riley, Lindsey, Adams, O'Daniel, Weaver, Friend

Absent: Robinson

President Friend: There being eight (8) Ayes and zero (0) Nays, Ordinance F-2014-15 is hereby declared adopted.

President Friend: Okay, kind of...

Councilman O'Daniel: It's Page 23.

President Friend: 23, okay.

REGULAR AGENDA

THIRD READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE F-2014-17

FINANCE

O'DANIEL

An Ordinance of the Common Council of the City of Evansville, Indiana Approving Monies for the Purpose of Defraying the Expenditures of the Evansville-Vanderburgh Levee Authority District for the Fiscal Year Beginning January 1, 2015

President Friend: Is there a motion to adopt F-2014-17.

I had a motion made by Councilman Weaver and seconded by...?

Councilwoman Mosby: Second.

President Friend:...by Councilwoman Mosby. Please Madam Clerk, call the roll as it deals with F-2014-17.

ROLL CALL

Aye: McGinn, Mosby, Brinkerhoff-Riley, Lindsey, Adams, O'Daniel, Weaver, Friend

Absent: Robinson

President Friend: Eight (8) Ayes and zero (0) Nays, Ordinance F-2014-17 is on the books.

REGULAR AGENDA

THIRD READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE F-2014-18

FINANCE

O'DANIEL

An Ordinance of the Common Council of the City of Evansville Approving and Adopting the 2015 Budget for the Port Authority of Evansville

President Friend: Is there a motion to adopt this Ordinance F-2014-18?

Councilwoman Mosby: So moved.

President Friend: I had a motion made by Councilwoman Mosby and seconded by...?

City Clerk Windhorst: Adams.

President Friend:...Oh yeah, Dr. Adams. Please call the roll Madam Clerk as it relates to F-2014-18.

ROLL CALL

Aye: McGinn, Mosby, Brinkerhoff-Riley, Lindsey, Adams, O'Daniel, Weaver, Friend

Absent: Robinson

President Friend: With eight (8) Ayes and zero (0) Nays, Ordinance F-2014-18 hereby declared adopted.

MISCELLANEOUS BUSINESS

We will not have a meeting next week on October the 20th. The next Council meeting will be on the 27th. That'd be here at 5:30 p.m. and in this room 301 and our committees will begin at 5:10. Please make a note of that.

Committee Reports: A.S.D. Committee, Dr. Adams.

Councilman Adams: You're A.S.D. Committee will be meeting on the 27th.

Unknown Speaker: *(Off Mic) (Inaudible)*

President Friend: Oh, I'm sorry. Did somebody say...?

Unknown Speaker: I apologize.

President Friend: Oh, well I was just kind of moving along. I am so sorry. You are absolutely correct. I stand...I'm sorry, I got ahead of myself. Yes, yes ma'am.

Councilwoman Mosby: Yes, I would just like to ask if we could have an updated budget to...we can see what cuts are there so that we do know what's going on because, you know, I just haven't seen anything in writing and I would like to see that.

Councilman O'Daniel: I think the only thing that's been out there is the one that the Mayor's office sent back; that's it. There haven't been any others. In fact, I don't know that we got the last one of their 1.3 million in the General fund; I don't have that yet.

Councilwoman Mosby: Okay.

Councilman O'Daniel: I've asked for it but we don't have it.

Councilwoman Mosby: I would like to see something in writing.

Councilman Adams: I think...I think we got to help these people. I mean the three of us are so steeped in this thing we're half-boiled, but I really think it behooves us to at least know those things that we know to be true. Share those we know are true and those things we don't that are still up there.

Councilwoman Mosby: You know, cause I have huge concerns.

Councilman Adams: I must confess, I think we're pretty close to tell you the truth.

Councilman O'Daniel: We're getting closer.

Councilman Adams: And the concept that I've come about is it appears to me, and I could be totally wrong, that the Administration thinks on annual basis and we have been thinking on trending and yearly before and where we're going and that has been a real crux of a problem for the group, and I think we're coming to understand each other better in terms of that.

Councilwoman Mosby: Thank you.

President Friend: Thank you for your comments. Back with the Committee Reports, A.S.D. Committee, Dr. Adams.

Councilman Adams: The A.S.D. Committee...

Councilwoman Brinkerhoff-Riley: We've got someone in the audience that wants to talk under Miscellaneous.

President Friend: Oh I was, oh yeah. Is there anybody in the audience?

Randy Jones: *(Off Mic) (Inaudible)* that Miscellaneous?

President Friend: I, you know...

Councilwoman Brinkerhoff-Riley: Sorry.

President Friend:...I'm really...tell you right now I'm really trying to move this thing all night.

Councilman Adams: What are these two poor people in the front doing here?

President Friend: Come on, come on up. Yes. I'm so sorry.

Randy Jones: I'm sorry ladies and gents, I didn't know it was going to be so late or I might have held this but this concerns a lot of people, not just me.

We had a hotel proposition brought here. We had several meetings. We had a big photo showing everything that was going to be built by HCW. At that time, I asked the question, "Do you have the financing?" "Yes". "Do you have the Hilton name?" "Yes". Apparently not.

But what concerns us as tax payers is the fact that now we're getting less hotel but we're not being asked to pay for less money. So I would like this Council to look into the fact how much less are we actually getting. We're getting less rooms. I don't know where they're cutting at but there's a lot of people saying, "Hey, we agreed to this, HCW agreed to this, we had an agreement. Build it the way you said it was going to be built". I know we need a hotel; I know you all wanting to build one and the City's wanting to build one and pardon me for the way I put things but it's the only way I can stand. If I bought a new automobile and I asked for an automatic transmission and they brought me a straight-shift, I'm not going to pay for that same amount of money. But we're being asked to pay for the same amount of money and I think we should get the same hotel that HCW came up and said that they were going to build.

If they can't build it, well gentlemen, we got a problem cause I think right now with the medical center we can get one built a lot cheaper but that's just my opinion like I said. And I know that you all have the responsibility and I know that you're wanting to build this so bad but I don't want to see Evansville fleeced by the fact that, hey, we're wanting it so bad we're going to give you less hotel for 20 million dollars, although we promised you this beautiful, four-star, fireplace and all that, I don't remember. But I was here from the very beginning when it was announced and if it's going to be a less hotel then we shouldn't have to pay the full amount for it. Thank you.

President Friend: Thank you for your comments, as always.

Now, before I more on, anybody else?

Councilman Adams: Not quite, not quite.

Councilman McGinn: I just have a comment. The lady and gentleman sitting in the front row are president and vice-president of the Arcadian Acres Homeowners Association, Mr. and Mrs. Eich. Am I pronouncing that correctly? They are here for their first City County meeting and you sure picked a doozy so thank you for your service in hanging in there with us.

Councilman Adams: Thanks for staying the whole time.

President Friend: Yeah...yes, fortitude man.

Councilman Adams: Democracy in action.

Councilman O'Daniel: You're welcome back anytime.

President Friend: Yes, you're welcome back anytime. Now, any other questions before I move on? Anybody in the audience?

Unidentified Speaker: *(Off Mic) (Inaudible)*

Laughter

President Friend: Anybody else on the Council? Okay...

Councilman McGinn: Did you pay your dues...did you pay your dues?

Councilman Adams: Okay, yeah. Here we go.

Unidentified Speaker: *(Off Mic) (Inaudible)*

President Friend: With that...with that, I shall move now back to the A.S.D. Committee, Dr. Adams.

COMMITTEE REPORTS FOR OCTOBER 27, 2014 COMMITTEE MEETINGS

A.S.D. COMMITTEE:

Re: **Ordinance G-2014-28**

Time: 5:10 pm

Notify: Ted Ziemer

CHARIMAN H. DAN ADAMS

An Ordinance Concerning Confidential Investigation Funds (So Called "Buy" Money)

Re: **Resolution C-2014-32**

Time: 5:15 pm

Notify: Ted Ziemer

Approving Certain Amendments to the Plan for the Jacobsville Redevelopment Area

President Friend: Thank you Dr. Adams.

City Clerk Windhorst: And also G-2014-26 was held until that meeting.

Councilman Adams: Oh, I apologize.

President Friend: Yeah, we held that one, yes.

Councilman Adams: Yeah, the CIO one. And Mr. Friend, you and I need to...

President Friend: Yeah, we want to talk more about that.

FINANCE COMMITTEE:

Re: **Ordinance F-2014-19**

Time: 5:20 pm

Notify: Ted Ziemer

Re: **Resolution C-2014-31**

Time: 5:25 pm

Notify: Debbie Dewey, Growth Alliance

Re: **Ordinance G-2014-27**

Time: 5:25 pm

Notify: Debbie Dewey

Re: **Ordinance F-2014-12**

Time: 5:25 pm

Notify: Russ Lloyd

Re: **Ordinance F-2014-16**

Time: 5:25 pm

Notify: Russ Lloyd

CHAIRMAN CONOR O'DANIEL

Issuance of Economic Development Tax Increment Revenue Bonds Not to Exceed \$1,500,000 and Approving and Authorizing Other Actions in Respect Thereto

Confirming the Property Tax Phase-In of Real Property (HK Partners, LLC at 5011 Washington Avenue Evansville, Indiana)

An Ordinance Designating an Economic Development Target Area (Bounded by Green River Road, Washington Avenue, Erie Avenue, and Monroe Avenue)

Fixing the Salaries of Elected Officials for the City of Evansville, Indiana for the Year 2015

Appropriating Monies for the Purpose of Defraying the Expenditures of Departments of the City Government for the Fiscal Year Beginning January 1, 2015

City Clerk Windhorst: I just want to make one correction for the A.S.D. Committee. The G-2014-26 was actually held until November 10th.

President Friend: November 10th, so it was going to be a month.

Councilman Adams: I'm sorry...

President Friend: No, that's right, yes.

Councilman Adams: I picked that up. You were going so fast I couldn't hear you.

President Friend: Oh that's...you're good.

PUBLIC WORKS COMMITTEE

No meeting scheduled at this time

CHAIRMAN AL LINDSEY

President Friend: Thank you Al.

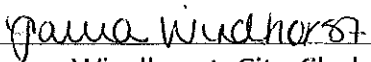
ADJORNMENT

President Friend: I have a motion to adjourn?


Councilman Adams: No, no. Let's stay around and have a Kumbaya meeting.

President Friend: I have a motion made by Councilwoman Mosby and seconded by Dr. Adams I guess, and we had just adjourned here at 8:22.

Meeting adjourned at 8:22 p.m.



Laura Windhorst, City Clerk



John Friend, President